

Attorney's Docket: JC-7897-DIV

EXPRESS MAIL: EL 741138793 US

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



25864

PATENT TRADEMARK OFFICE

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of
Inventor(s):

MING-DOU KER

KEI-KANG HUNG

TIEN-HAO TANG

For (title):

ELECTROSTATIC DISCHARGE PROTECTION CIRCUIT OF NON-GATED DIODE AND
FABRICATION METHOD THEREOF

1. Type of Application

This new application is for a(n) (check one applicable item below):

- ☐ Original
☐ Design
☐ Plant
☒ Divisional
☐ Continuation
☐ Continuation-in-part (CIP)

2. Benefit of Prior U.S. Application(s) (35 USC 120)

- ☒ The new application being transmitted claims the benefit of prior
U.S. application(s) and enclosed are ADDED PAGES FOR NEW APPLICATION
TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED.

**3. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b)
(Regular) or 37 CFR 1.153 (Design) Application**

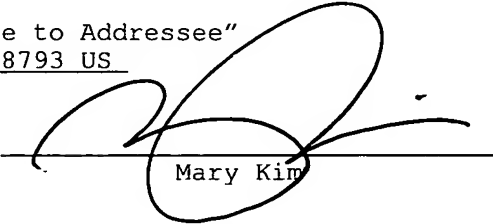
- 20 Pages of specification
9 Pages of claims
1 Pages of Abstract
9 Sheets of drawing
☒ formal
☐ informal

CERTIFICATE OF MAILING

I hereby certify that this paper or fee (along with any paper referred to as
being attached or enclosed) is being deposited on the date shown below with the
United States Postal Service in an envelope addressed to: Mail Stop Patent Application
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

- ☐ 37 CFR 1.8(a)
with sufficient postage as first class mail.
☒ 37 CFR 1.10
as "Express Mail Post Office to Addressee"
Mailing label no.: EL 741138793 US

Date: November 5, 2003


Mary Kim

4. **Additional papers enclosed**

- ☒ Preliminary Amendment
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative
- ☐ Special Comments
- ☐ Other

5. **Declaration or oath**

- ☒ Enclosed
 - executed by *(check all applicable boxes)*
 - ☒ inventor(s).
 - ☐ legal representative of inventor(s). 37 CFR 1.42 or 1.43
 - ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
 - ☐ this is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached.
See item 13 below for fee.
- ☐ Not Enclosed.
 - ☐ Application is made by a person authorized under 37 CFR 1.41 (c) on behalf of *all* (he above named inventor(s). The declaration or oath, along with the surcharge required by 37 CFR 1.16(e) can be filed subsequently.
 - ☐ Showing that the filing is authorized. (Not required unless called into question. 37 CFR 1.41(d).

6. **Inventorship Statement**

The inventorship for all the claims in this application are:

- ☒ The same
 - or
- ☐ Are not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,
 - ☐ is submitted.
 - ☐ will be submitted.

7. **Language**

- ☒ English
- ☐ non-English
 - ☐ the attached translation is a verified translation. 37 CFR 1.52(d).

8. **Assignment**

- ☒ An assignment of the invention to:

UNITED MICROELECTRONICS CORP.

- ☒ is attached.
- ☐ will follow.

9. Certified Copy

Certified copy(ies) of application(s)

(Country)	(Application no.)	(Filed)
(Country)	(Application no.)	(Filed)
(Country)	(Application no.)	(Filed)

from which priority is claimed

- ☐ is(are) attached. A separate "ASSIGNMENT COVER LETTER
ACCOMPANYING NEW PATENT APPLICATION" is also attached.
☐ will follow.

10. Fee Calculation(37 CFR 1.16)A. ☒ Regular application

CLAIMS AS FILED			
Number filed	Number Extra	Rate	Basic Filing Fee \$770.00
Total Claims 37 CFR 1.6(C) (<u>15</u> - 20 = <u>0</u>)	0	\$18	\$0
Indep. Claims 37 CFR 1.16(b) (<u>4</u> - 3 = <u>1</u>)	1	\$86	\$86
Multi dep claim(s), if any 37 CFR 1.16(d)	0	\$290	0

- ☐ Amendment canceling extra claims enclosed.
☐ Amendment deleting multiple-dependencies enclosed.
☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$ 856.00B. ☐ Design application
(\$320.00-37 CFR 1.16(f))

Filing Fee Calculation \$ _____

C. ☐ Plant application
(\$530.00-37 CFR 1.16(g))

Filing Fee Calculation \$ _____

11. Small Entity Statement(s)

- ☐ Verified Statement(s) that this is a filing by a small entity
under 37 CFR 1.9 and 1.27 is(are) attached.

Filing Fee Calculation (50% of A, B or C above) \$ _____

12. Request for International-Type Search (37 CFR 1.104(d))
(complete, if applicable)

- ☐ Please prepare an international-type search report for this
application at the time when national examination on the merits
takes place.

13. Fee Payment Being Made At This Time

☐ Not Enclosed

☐ No filing fee is to be paid at this time. (This and the surcharge required by 37 CFR 1.16(e) can be paid subsequently.)

☒ Enclosed

☒ basic filing fee \$ 856.00

☒ recording assignment \$ 40.00

(\$40.00; 37 CFR 1.21(h))

☐ petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached.

(37 CFR 1.47 and 1.17(h)) \$

☐ for processing an application with a specification in a non-English language. (\$130.00; 37 CFR 1.52(d) and 1.17(k))

\$

☐ processing and retention fee

(\$120.00; 37 CFR 1.53(d) and 1.21(l)) \$

☐ fee for international-type search report (\$40.00; 37 CFR 1.21(e)).

\$

Total fees enclosed \$ 856 + \$40

14. Method of Payment of Fees

☐ Check in the amount of \$

☐ Charge Account No. in the amount of \$

A duplicate of this transmittal is attached.

☒ Form PTO-2038 (Credit Card Payment Form) enclosed for \$896.00.

15. Authorization to Charge Additional Fees

☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 500314.

☒ 37 CFR 1.16(a), (f) or (g) (filing fees)

☒ 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)

☒ 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

☒ 37 CFR 1.17 (application processing fees)

☐ 37 CFR 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311(b))

16. Instructions As To Overpayment

☒ credit Account No. 500314.

☐ refund

Reg. No. 39,081

Tel No.: (949) 251-0111

Fax No.: (949) 251-1588



25864

PATENT TRADEMARK OFFICE

The PTO did not receive the following listed items. We receive a credit card for \$ 856.00 not for \$ 896.00

WU & CHEUNG, L.L.P.

By:

Charles C.H. Wu

7700 IRVINE CENTER DRIVE, SUITE 710
IRVINE, CALIFORNIA 92618-3043

☒ Incorporation by reference of added pages

Check the following item if the application in this transmittal claims the benefit of prior U.S. application(s) (including an international application entering the U.S. stage as a continuation, divisional or C-1-P application) and *complete and attach the ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR US APPLICATION(S) CLAIMED.*

☒ Plus Added Pages For New Application Transmittal Where Benefit Of Prior U.S. Application(s) Claimed

Number of pages added: 3.

☐ Plus Added Pages For Papers Referred To In Item 4 Above

Number of pages added: _____.

☐ Plus "Assignment Cover Letter Accompanying New Application"

Number of pages added: _____.

☐ Statement Where No Further Pages Added

(If no further pages form a part of this Transmittal then end this Transmittal with this page and check the following item)

☐ THIS TRANSMITTAL ENDS WITH THIS PAGE.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF
PRIOR U.S. APPLICATION(S) CLAIMED****17. Relate Back**

☐ Amend the specification by inserting, before the first line, the following sentence:

A. 35 U.S.C. § 119(e)

☐ "This application claims the benefit of U.S. Provisional Application(s) No(s).:

APPLICATION NO(S).:

FILING DATE

_____/_____
_____/_____
_____/_____

B. 35 U.S.C. § 120 AND 365(c)

☒ "This application is a
 ☐ continuation
 ☐ continuation-in-part
 ☒ divisional

of copending application(s)

☒ application number 10/060,743 filed on January 30, 2002.

☐ International Application number _____ filed on
_____ and which designated the U.S."

☐ "The nonprovisional application designated above, namely application ____/_____, filed _____, claims the benefit of U.S. Provisional Application(s) No(s).:

APPLICATION NO(S).:

FILING DATE

_____/_____
_____/_____
_____/_____

☐ Where more than one reference is made above, please combine all references into one sentence.

17. **Relate Back-35 U.S.C. § 119 Priority Claim for Prior Application**

The prior U.S. application(s), including any prior International Application designating the U.S., identified above in item 17B, in turn itself claim(s) foreign priority(ies) as follows:

Country	App'l. no.	Filed on
The certified copy(ies) has (have)		
<input type="checkbox"/> been filed on _____, in prior application		
0/_____, which was		
<input type="checkbox"/> is (are) attached.		

18. **Maintenance of Copendency of Prior Application**

A. ☐ Extension of time in prior application

(This item *must* be completed and the papers filed in the prior application, if the period set in the prior application has run.)

☐ A petition, fee and response extends the term in the pending prior application until _____

☐ A copy of the petition filed in prior application is attached.

B. ☐ Conditional Petition for Extension of Time in Prior Application

(Complete this item, if previous item not applicable)

☐ A conditional petition for extension of time is being filed in the pending prior application.

☐ A copy of the conditional petition filed in the prior application is attached.

20. **Further Inventorship Statement Where Benefit of Prior Application(s) Claimed**

(Complete applicable item (a), (b) and/or (c) below)

(a) ☒ This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors(s) in this application are ☒ the same.

☐ less than those named in the prior application. It is requested that the following inventor(s) identified for the prior application be deleted:

(type name(s) of inventor(s) to be deleted)

(b) ☐ This application discloses and claims additional disclosure by amendment and a new declaration or oath is being filed. With respect to the prior application, the inventor(s) in this application are ☐ the same.

☐ the following additional inventor(s) have been added:

(type name(s) of inventor(s) to be added)

(c) The inventorship for all the claims in this application are ☒ the same.

☐ not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made ☒ is submitted.

☐ will be submitted.

21. Abandonment of Prior Application (if applicable)

☐ Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filling date, so as to make this application copending with said prior application.

22. Petition for Suspension of Prosecution for the Time Necessary to File an Amendment

☐ There is provided herewith a Petition To Suspend Prosecution for the Time Necessary to File An Amendment (New Application Filed concurrently)

23. Small Entity (37 C.F.R. § 1.28(a))

☐ Applicant has established small entity status by the filing of a statement in parent application /_____ on _____.

☐ A copy of the statement previously file is included.

24. Notification in Parent Application of This Filing

☒ A notification of the filing of this

☐ Continuation

☐ Continuation-in-part

☒ divisional

is being filed in the parent application, from which this application claims priority under 35 U.S.C. § 120.

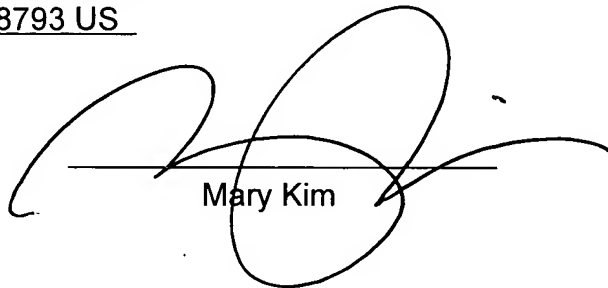
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Alexandria, VA 22313-1450

- ☐ 37 CFR 1.8(a)
with sufficient postage as first class mail.
- ☒ 37 CFR 1.10
as "Express Mail Post Office to Addressee"
Mailing label no.: EL 741138793 US

Date: November 5, 2003



Mary Kim